IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.V.K.BALI
&
THE HONOURABLE MR. JUSTICE P.R.RAMAN

WEDNESDAY, THE 6TH DECEMBER 2006 / 15TH AGRAHAYANA 1928

WA.No. 2291 of 2006()

AGAINST THE JUDGEMENT IN WPC.28420/2006 Dated 31/10/2006
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APPELLANT: PETITIONER

THE KANNUR CO-OP. HOSPITAL SOCIETY LTD.,
REP. BY ITS PRESIDENT,
SRI.CHANDRAN.

BY ADV. SRI.ANTONY DOMINIC
SRI.A.M.SHAFFIQUE
SRI.E.K.NANDAKUMAR
SRI.A.K.JAYASANKAR NAMBIAR

RESPONDENTS/RESPONDENTS
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1. THE STATE OF KERALA,
REP. BY ITS CHIEF SECRETARY,
SECRETARIAT, THIRUVANANTHAPURAM.

2. SMT.P.V.SUSHEELA,
PERUMANDATHIL HOUSE,
KOYYODE P.O., KANNUR.

3. INDUSTRIAL TRIBUNAL,
KOZHIKODE.

R1 BY GOVERNMENT PLEADER MR.T.B.HOOD

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 06/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.K. BALI, C.J. & P.R.RAMAN, J.

W.A. No.2291 of 2006

Dated, this the 6th day of December, 2006

JUDGMENT

V.K.Bali,C.J.(Oral)

Challenge in the present writ appeal is to order dated 31st October, 2006 passed by the learned Single Judge in W.P.(C) No.28420 of 2006. The challenge in the original lis was to the award passed by the Industrial Tribunal. The workman was tried on charges and the charges were held to be non substantiated. The finding with regard to the charges being not proved is based upon appreciation of evidence. The learned Single Judge rightly observed that there was no scope for interference in such findings returned by the Industrial Tribunal. Nothing that may detract from the findings had been pointed out before the learned Single Judge or before us. No merits. Dismissed.

V.K. BALI,
CHIEF JUSTICE.

P.R.RAMAN,
JUDGE.

vns